IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.383 OF 2006

Moti V. Panjabi ....Appellant
V/s.
Prakash A. Nishad & Ors. ....Respondents

Ms.Nayana Thatte i/b Mr.S.M. Oak for the Appellant.

CORAM : S.J. VAZIFDAR, J.
DATED : 23RD AUGUST, 2007.

P.C. :

1. No question of law arises in this Second Appeal. The question between the Appellant/Defendant No.3 and the Plaintiff/Respondent No.1 was as to propriety regarding their respective agreements for sale of a flat by the vendor/Respondent No.2. Both the Courts below have on appreciation of evidence come to the conclusion inter-alia that the Appellant's agreement is sham and bogus.

2. In the circumstances, there is nothing to suggest that the evidence has not been appreciated properly.

3. Hence the Second Appeal is dismissed.